



IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of
Szczesuil et al.

Serial No.: 10/660,386
Filing Date: September 11, 2003
Attorney Docket No.: NA-1234

Examiner: Edmund H. Lee
Group Art Unit: 1732

For: "Article of Footwear with Temperature Regulation Means"

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION/RESTRICTION (35 U.S.C. 121), AMENDMENT
AND PETITION FOR EXTENSION OF TIME
UNDER 37 CFR 1.136(a)

Dear Sir:

In accordance with the provisions of 37 CFR 1.136(a), Applicants in the above-identified U.S. Patent Application respectfully petition for an extension of time of two (2) months.

The time for responding to the Office Action dated April 20, 2005 was a three (3) month period expiring on July 20, 2005. The two (2) month extension of time extends the time set for response to September 20, 2005.

Please charge the fee set by 37 CFR 1.17(a) to the U.S. Army Material Command's Patent Office Deposit Account 19-2201 in the amount of \$450.

Responsive to the Election/Restriction Requirement issued by the Examiner on April 20, 2005, Applicants hereby elect Invention I, Claims 24-28, drawn to a method for producing an article, as discussed by the Examiner in the Office Action dated April 20,

2005, wherein the Examiner identified claims 24-28 as Invention I. Please cancel nonelected claims 29 and 30. No amendment of inventorship is required because inventorship of claims 24-28 remains the same upon the cancellation of claims 29 and 30. This affirms the election made without oral traverse by Mr. Ranucci during a telephone conversation on March 30, 2005 with the Examiner. The telephone conversation is referenced in paragraph 10 of the Office Action dated April 20, 2005. Claims 1-23 were withdrawn from consideration in an earlier reply filed on March 4, 2005, but are canceled in this response.

Claim 24 has been amended, and claims 27 and 28 have been canceled.

Applicants assert that independent claim 24, as amended is readable on Species I, figures 1-4.

Please amend the above-identified application as follows:

Amendments to the claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.